## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

FOX NEWS NETWORK, LLC,

09 Civ. 00272 (AKH)

Plaintiff.

-against-

NOTICE OF MOTION BY PLAINTIFF FOX NEWS **NETWORK, LLC FOR** SUMMARY JUDGMENT

BOARD OF GOVERNORS OF THE FEDERAL RESERVE,

**ECF CASE** 

Defendant.

PLEASE TAKE NOTICE that upon the annexed Declarations of Steven G. Mintz and Carlotta Cassidy, and the exhibits thereto, the Memorandum of Law, the Statement of Material Facts Not in Dispute and all the pleadings had herein, Plaintiff Fox News Network, LLC, will move this Court before the Honorable Alvin K. Hellerstein, U.S.D.J., at a date and time to be determined by the Court, in Room 14D of the United States Courthouse, 500 Pearl Street, New York, New York, for an order granting summary judgment pursuant to Fed. R. Civ. P. 56.

PLEASE TAKE FURTHER NOTICE that, pursuant to the briefing schedule entered by the Court, opposition papers to this motion shall be served on or before April 17, 2009.

PLEASE TAKE FURTHER NOTICE that reply papers shall be served on or before April 30, 2009.

Dated: New York, New York March 27, 2009

470 Park Avenue South

New York, NY 10016-6819

Tel: (212) 696-4848

mintz@mintzandgold.com

Attorneys for Plaintiff Fox News Network, LLC